

SECRET

16-781

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OGC Has [REDACTED] reviewed,

13 September 1951

Finance Division
Office of the General Counsel

Payment of Retirement to Terminated Career Agent

1. Reference is made to your memorandum of 3 August 1951 in which advice is requested with respect to making a refund of retirement deductions which have been withheld from the salary of a career agent. This action is desired due to compelling security factors. Although the regulations provide that retirement deductions will be deposited with the Civil Service Commission, and a terminated employee must apply to them through his last employing agency, such action would be incompatible with the proposed utilization overseas of the individual concerned because of a documented record of relationship with CIA.

2. It is my understanding that the career agent concerned does not have a Civil Service Commission Form 2806, Recording Service and Deductions, nor any Retirement Control Accounts; that deposits are made with the Treasury Department by CIA periodically and in lump sum amounts; that the amount to be refunded to the career agent may be reflected to an adjusted figure upon the next deposit by CIA with the Treasury, and that the individual concerned cannot establish creditable Government service or entitlement thereto at any later date without the certification of this Agency.

3. Inasmuch as the interests of the Government are adequately protected and the operational integrity of the individual is preserved, there would appear to be no legal objection to a waiver of the regulations concerned and the making of a direct payment to the career agent.

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OGC/JBK/MCD

Distribution:

Original - Addressee
4 - OGC

Enclosure:

Waiver Form

Hand carried by
[REDACTED]
17 Sept. 1951

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